IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7290 OF 2004

Rajaram Dattatray Lingayat .. Petitioner.
Vs.
Sadashiv Antu Gurav .. Respondent.

Mr.N.N.Gavankar with Mr.Arfan Sait for the petitioner.

CORAM : D.B.BHOSALE, J.

DATED : 4TH OCTOBER, 2004

P.C.:

. Mr.Gavankar, learned counsel for the petitioner.

2. Mr.Gavankar, learned counsel for the petitioner submits that he is not pressing this petition on merits and the petitioner would be satisfied if he is given liberty to approach the Civil Court for determination of his rights and directions to the Civil Court to adjudge the rights of the parties uninfluenced by the observations made in the instant R.T.S. proceedings. Needless to say that the observations made and conclusions arrived at in the R.T.S. proceedings by the revenue authorities are always subject to

adjudication of the rights of the parties by the Civil Court. Keeping that in view and considering the request made by Mr.Gavankar the writ petition is disposed of as not pressed with liberty to the petitioner to approach the Civil Court for appropriate reliefs. If such proceedings are initiated they may be considered on merits in accordance with law and uninfluenced by the orders impugned in this petition. Liberty to the petitioners to approach the revenue authorities as and when his rights finally stand adjudicated upon by the Civil Court. The petition is disposed of.

(D.B.Bhosale, J.)